

FORM PTO-1390 (Modified) (REV 11-98) U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER <b>L9289.0005</b>
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR <b>10/520,758</b>
INTERNATIONAL APPLICATION NO. <b>PCT/JP04/006155</b>	INTERNATIONAL FILING DATE <b>April 28, 2004</b>	PRIORITY DATE CLAIMED <b>May 13, 2003</b>
TITLE OF INVENTION <b>RADIO BASE STATION APPARATUS, COMMUNICATION TERMINAL APPARATUS AND METHOD OF TRANSMITTING CONTROL INFORMATION</b>		
APPLICANT(S) FOR DO/EO/US <b>Hitoshi IOCHI et al.</b>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> <li>1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).</li> <li>4. <input type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</li> <li>5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c) (2))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</li> <li>b. <input type="checkbox"/> has been transmitted by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).</li> <li>7. <input type="checkbox"/> A copy of the International Search Report (PCT/ISA/210).</li> <li>8. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</li> <li>b. <input type="checkbox"/> have been transmitted by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>9. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>10. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).</li> <li>11. <input type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409).</li> <li>12. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).</li> </ol>		
Items 13 to 20 below concern document(s) or information included:		
<ol style="list-style-type: none"> <li>13. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>14. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>15. <input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment.</li> <li>16. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</li> <li>17. <input type="checkbox"/> A substitute specification.</li> <li>18. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>19. <input type="checkbox"/> Certificate of Mailing by Express Mail</li> <li>20. <input type="checkbox"/> Other items or information:</li> </ol>		

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 10/520,758	INTERNATIONAL APPLICATION NO. PCT/JP04/006155	ATTORNEY'S DOCKET NUMBER L9289.04195
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21. The following fees are submitted:

**BASIC NATIONAL FEE ( 37 CFR 1.492 (a) (1) - (5) ) :**

- |   |            |
|---|------------|
| <input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... | \$1,000.00 |
| <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but Internation Search Report prepared by the EPO or JPO .....  | \$860.00   |
| <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO .....   | \$710.00   |
| <input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) .....  | \$690.00   |
| <input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) .....  | \$100.00   |

**CALCULATIONS PTO USE ONLY**

**ENTER APPROPRIATE BASIC FEE AMOUNT =**

Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)).

20     30

\$0.00

\$0.00

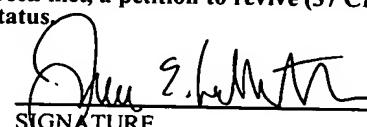
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	- 20 =	0	x \$50.00	\$0.00
Independent claims	- 3 =	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable)			<input type="checkbox"/>	\$0.00
			<b>TOTAL OF ABOVE CALCULATIONS</b>	<b>= \$0.00</b>
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable).			<input type="checkbox"/>	\$0.00
			<b>SUBTOTAL</b>	<b>= \$0.00</b>
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)).			<input type="checkbox"/> 20 <input type="checkbox"/> 30 +	\$0.00
			<b>TOTAL NATIONAL FEE</b>	<b>= \$0.00</b>
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).			<input type="checkbox"/>	\$0.00
			<b>TOTAL FEES ENCLOSED</b>	<b>= \$800.00</b>
			Amount to be: refunded	\$
			charged	\$

- A check in the amount of to cover the above fees is enclosed.
- Please charge my Deposit Account No. 19-4375 in the amount of \$800.00 to cover the above fees. A duplicate copy of this sheet is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 19-4375 A duplicate copy of this sheet is enclosed.

**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO:

James E. Ledbetter, Esq.  
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SIGNATURE

James E. Ledbetter

NAME

28,732

REGISTRATION NUMBER

March 31, 2005

DATE

## **AMENDMENT TRANSMITTAL LETTER (Large Entity)**

Applicant(s): Hitoshi IUCHI et al.

Docket No.  
**L9289.04195**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/520,758	January 11, 2005	N/A	24257	N/A	N/A

## Invention:

# RADIO BASE STATION APPARATUS, COMMUNICATION TERMINAL APPARATUS AND METHOD OF TRANSMITTING CONTROL INFORMATION

## **COMMISSIONER FOR PATENTS:**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

**CLAIMS AS AMENDED**

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	11 -	20 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	8 -	4 =	4	x \$200.00	\$800.00
Multiple Dependent Claims (check if applicable)	<input type="checkbox"/>				\$0.00
				TOTAL ADDITIONAL FEE FOR THIS AMENDMENT	\$800.00

- No additional fee is required for amendment.
  - Please charge Deposit Account No. 19-4375 in the amount of \$800.00
  - A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
  - The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No.
    - Any additional filing fees required under 37 C.F.R. 1.16.
    - Any patent application processing fees under 37 CFR 1.17.

  
Diane E. Bennett  
*Signature*

*Signature*

Dated: March 31, 2005

**James e. Ledbetter  
Reg. No. 28.732**

04/05/2005 SNO TOWER 00000053 184225 10520250

01 EC 161A

I certify that this document and fee is being deposited on [redacted]  
with the U.S. Postal Service as first  
class mail under 37 C.F.R. 1.8 and is addressed to the  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450

*Signature of Person Mailing Correspondence*

***Typed or Printed Name of Person Mailing Correspondence***

CC: